

GOVERNMENT  
OF  
THE DISTRICT OF COLUMBIA

+ + + + +

BUILDING CODE ADVISORY COMMITTEE

+ + + + +

COMMITTEE MEETING

+ + + + +

WEDNESDAY

OCTOBER 17, 2007

+ + + + +

The meeting convened in Room 220  
South, 441 4<sup>th</sup> Street, N.W., Washington, D.C.,  
20001, pursuant to notice at 10:00 a.m.,  
Jerrily Kress, Chairperson, presiding.

BUILDING CODE ADVISORY COMMITTEE MEMBERS  
PRESENT:

JERRILY KARESS	Chairperson
MARC FETTERMAN	Vice-Chairperson
ESTHER BUSHMAN	General Counsel
REBECCA MESTEMACHER	DCOZ
ROBERT MCDANIEL	NTA
BELLUR RAVISHANKAR	DCRA/BLRA
JOAN STOGIS	DC/AIA
DENNIS ANIBABA	DCRA
JOHN DEVLIN	SFPE
MILES HABER	M-NCBIA
ARTHUR LEABMAN	DCCHA
SYNDEY LESTER	DCRA/BLRA
MARC FIEDLER	DRCGW
SAMANTHA MCASKILL	ASID
T. MADDOX-LEVINE	DCRA
MOHAMMED ALI	DCRA/BLRA

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## PRESENT: (CONT.)

SARA BARDIN	DCOZ
DENVERT BONEY	DCRA/BLRA
LESTER CLEMONS	NTA
SEAN CRUIKSHANK	
DONALD GALLOWAY	DCRA/BPLA
JAMES LOWERY	IUEC
GAIL MONTPLAISIR	AU/Taurus Devel Group
MOHSIN SIDDIQUE	DCWASA
JOHN STOVALL	M-NCBIA
MIKE THOMPSON	SFPE
RONNIE LOUIS WORRELL	EMS
GREGORY ZAHN	Zahn Design Architects, PC

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## 1 P R O C E E D I N G S

2 10:24 a.m.

3 VICE CHAIRMAN FETTERMAN: Good  
4 morning, everyone. I'm sorry to be so late in  
5 convening this meeting. I'm Marc Fetterman,  
6 the Vice Chair of the Building Code Advisory  
7 Committee, and I'll call our meeting to order  
8 today on October 17<sup>th</sup>.

9 Over there at the door in addition  
10 to the sign-in sheet is a detailed agenda  
11 showing what we may be able to get through  
12 today.

13 Perhaps, Bellur, may we start with  
14 the plumbing, and why don't you join me up  
15 here at a microphone, and we will go through  
16 the Plumbing Amendments 1 through 6 which are  
17 Xeroxed at the door and will be available on  
18 the website within a day or so. We'll send an  
19 electronic copy to you.

20 I'm sorry we just got a number of  
21 issues clarified at the very last second, but

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1 I didn't want to delay this important set of  
2 amendments.

3 MR. RAVISHANKAR: Hi, good  
4 morning, Bellur Ravishankar from DCRA  
5 representing Sir John Puchala who is the Chair  
6 of the Subcommittee.

7 We'll be introducing Amendments 1  
8 through 6 as Marc mentioned. All of these  
9 have been carried forward from the previous  
10 amendments. There's nothing new here except I  
11 would like to make a small correction on  
12 Number 1, the Section P-301.3.1, the last  
13 part.

14 It says as approved by the  
15 administrative authority. Please scratch that  
16 out and say as approved by D.C. Water and  
17 Sewer Authority, and the same thing for the  
18 next paragraph, as approved by D.C. Water and  
19 Sewer Authority.

20 I would like to make a motion to  
21 adopt Amendment Number 1.

22 VICE CHAIRMAN FETTERMAN: Thank

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1 you. Do we have a second to the motion?

2 MR. MCDANIEL: Second

3 VICE CHAIRMAN FETTERMAN: Thank  
4 you. I'm sorry, can you repeat your name. My  
5 memory is going with my hair.

6 MR. MCDANIEL: Robert McDaniel.

7 VICE CHAIRMAN FETTERMAN: Thank  
8 you very much, Robert.

9 CHAIRPERSON KARESS: That's a new  
10 one.

11 VICE CHAIRMAN FETTERMAN: Robert  
12 McDaniel has seconded. Do we have any  
13 discussion on P1? Seeing none, we'll the  
14 question, all members who are sworn in  
15 hopefully have a yellow card, and all those  
16 with the yellow card may vote, so if you're in  
17 favor of Amendment 1, please raise your yellow  
18 card.

19 Thank you, all opposed. I see  
20 none - you're not opposing it, right? Any  
21 abstentions? I see none, the motion carries.

22 Thank you.

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1                   There seem to be two Number 1's.

2                   MR. RAVISHANKAR:    I'm sorry, this  
3                   should be - yes, there's a numbering -

4                   VICE CHAIRMAN FETTERMAN:    Should  
5                   we go to Number 2 then, and this is the last  
6                   one?

7                   MR. RAVISHANKAR:    Yes, sure, sure.

8                   The next one is grounding electrical systems  
9                   in existing structures.   I would like to make  
10                  a motion to adopt this.

11                  VICE CHAIRMAN FETTERMAN:    Thank  
12                  you, do I have a second?   Thank you, Jim  
13                  Lowery is seconding it.   Any discussion on P-2  
14                  which is Section 305.10.   Seeing none, we'll  
15                  call the question.   All those in favor, please  
16                  raise your yellow card.

17                  All opposed.       All abstentions.  
18                  The motion carries.   Thank you.

19                  MR. RAVISHANKAR:    The next is  
20                  Amendment Number 3.   We are just adding new  
21                  sections regarding trench locations and trench  
22                  safeguards.   I would like to make a motion to

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1 adopt these.

2 VICE CHAIRMAN FETTERMAN: Thank  
3 you. Do I have a second? Joan Stogis.  
4 Discussion on P-3? Seeing none, we'll call  
5 the question. All those in favor, please  
6 raise your yellow card.

7 Thank you. All opposed, and any  
8 abstentions? Thank you. The motion carries.

9 Yes, we have a microphone for  
10 Sydney.

11 MR. LESTER: Sydney Lester, DCRA.  
12 Are you saying that the second Number 1 is to  
13 be omitted totally?

14 VICE CHAIRMAN FETTERMAN: No,  
15 (silence) later if it's already been  
16 introduced we can vote on it today. Thank  
17 you. Sydney Lester asked a question about the  
18 status of the second Number 1 and Marc  
19 Fetterman and Bellur replied that we hoped to  
20 get to it today. Thank you Number 4 is next.

21 MR. RAVISHANKAR: Have we voted on  
22 Number 3? Yes, we passed it.

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1 MR. RAVISHANKAR: Okay, thank you.

2 VICE CHAIRMAN FETTERMAN:  
3 Congratulations.

4 MR. RAVISHANKAR: The next one is  
5 Amendment Number 4. We're just deleting some  
6 materials from the table, P-604.2.4. I would  
7 like to make a motion to adopt this please.

8 VICE CHAIRMAN FETTERMAN: Thank  
9 you. Do I have a second. Thank you,  
10 Mohammed. We will second it. Any discussion  
11 on P-4? Seeing none, we'll call the question.  
12 All those in favor, please raise the yellow  
13 card. All opposed. Any abstentions? The  
14 motion carries. Thank you.

15 MR. RAVISHANKAR: The next one is  
16 Amendment Number 5. I would like to make a  
17 motion to adopt this please.

18 VICE CHAIRMAN FETTERMAN: Thank  
19 you Do I have a second on P-5? Thank you,  
20 Robert McDaniel. Any discussion on P-5?

21 Seeing none, we call the question.  
22 All those in favor, please raise the yellow

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1 card. All opposed. Any abstentions? The  
2 motion carries. Thank you.

3 MR. RAVISHANKAR: Number P-6, I'd  
4 like to make a motion to adopt this. This is  
5 just the introduction of new material into the  
6 code that was approved by ICC 2007 Supplement.

7 VICE CHAIRMAN FETTERMAN: Thank  
8 you. Do I have a second to P-6? Thank you.  
9 I'm sorry I didn't get to see your full face  
10 behind Sydney. Thank you. Any discussion on  
11 P-6? Seeing, none, we'll call the question.  
12 All those in favor, please raise the yellow  
13 card. Thank you. All opposed, any  
14 abstentions? Seeing none opposed, no  
15 abstentions, the motion carries. Thank you.

16 MR. RAVISHANKAR: I would like to  
17 introduce I hope I think this was introduced  
18 the last time, renumber the amendment to read  
19 P-7.

20 VICE CHAIRMAN FETTERMAN: This is  
21 the - on the back of the first page, and we're  
22 amending Section 301.8.

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1 CHAIRPERSON KARESS: It's now  
2 going to be called -

3 VICE CHAIRMAN FETTERMAN: And it's  
4 now going to be P-7, and a question we're  
5 raising, has this amendment been previously  
6 introduced? Joan.

7 MS. STOGIS: It was - Joan Stogis  
8 - it was included in this unnumbered set that  
9 were introduced, I don't know, a couple of  
10 months ago.

11 VICE CHAIRMAN FETTERMAN: Thank  
12 you.

13 MS. STOGIS: So I think what's  
14 happened is simply it's been broken into  
15 pieces and renumbered.

16 VICE CHAIRMAN FETTERMAN: So were  
17 there seven as part of that unnumbered set?

18 MS. STOGIS: Well -

19 VICE CHAIRMAN FETTERMAN: I just  
20 want to make sure that we're -

21 MS. STOGIS: I believe the content  
22 was previously introduced. The numbering

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1 system has changed.

2 VICE CHAIRMAN FETTERMAN: Thank  
3 you. Plus as Bellur is seeing, we're carrying  
4 forward elements that we voted on a couple of  
5 years ago. Thank you.

6 MR. RAVISHANKAR: Thank you,  
7 Stogis. Excuse me. I would like to make a  
8 motion to introduce first.

9 VICE CHAIRMAN FETTERMAN: Thank  
10 you, P-7, do I have a second to P-7? I'm  
11 sorry, you need a - thank you for your help.

12 MR. LEABMAN: Art Leabman.  
13 Amendment 1, it's Page 1 and Page 2, and it's  
14 still Section 301, so I think it was really  
15 part of Amendment 1.

16 MR. RAVISHANKAR: Okay, sorry,  
17 then we -

18 VICE CHAIRMAN FETTERMAN: I'm  
19 willing to accept that if that's the sense of  
20 the rest of the Committee. Thank you very.

21 MR. RAVISHANKAR: Then we'll make  
22 it as part of P-1 itself.

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1 MR. LEABMAN: It's Page 2 of P-1.

2 MR. RAVISHANKAR: Yes, Page 2 of  
3 P-1. I'm going to ask for a vote again.  
4 We're going to vote on Page 2.

5 VICE CHAIRMAN FETTERMAN: Thank  
6 you, I believe that concludes the plumbing  
7 amendments. I know it's been a struggle on  
8 the plumbing end, and I thank Denvert and  
9 Bellur and Milton and the others that -

10 MR. RAVISHANKAR: Mr. Carter and  
11 the rest of the group.

12 VICE CHAIRMAN FETTERMAN: Mr.  
13 Carter and the others that tried to get this  
14 through, and your patience has been wonderful.  
15 Thank you.

16 MR. RAVISHANKAR: Thank you.

17 VICE CHAIRMAN FETTERMAN: Do I  
18 have anyone here from Structural? Seeing  
19 none, I have gone - I'm comfortable with  
20 introducing and discussing structural  
21 amendments P-1 through P-7, and I don't have  
22 the expertise to discuss P-8, and maybe

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1 somebody can help me or we can defer that, but  
2 what I would like to do is to introduce and  
3 vote on the structural amendments, very  
4 similar to what Bellur Ravishankar said with  
5 regard to the plumbing amendments.

6 P-1 through P-7 are holdovers from  
7 the existing code in effect, and we're also  
8 pastoring the last code cycle that did not  
9 result in a building code being adopted by the  
10 City.

11 So I would like to move adoption  
12 of S-1 and do I have a second?

13 CHAIRPERSON KARESS: Or do you  
14 want to do them jointly?

15 VICE CHAIRMAN FETTERMAN: I'd be  
16 happy to do them jointly if that's the sense  
17 of the Committee to go S-1 through S-7, and  
18 maybe I'd give everyone a minute to -

19 CHAIRPERSON KARESS: Give them a  
20 minute.

21 VICE CHAIRMAN FETTERMAN: To look  
22 at these controversial items, and I'll pull

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1 any of them out if we want to vote on them  
2 individually.

3 CHAIRPERSON KARESS: Does that go  
4 with your hair falling out?

5 VICE CHAIRMAN FETTERMAN: Yes, it  
6 does, thank you. Thank you for reminding me.

7 Does anyone need some more time to look at  
8 this? I'd be happy to give it to you, but I  
9 don't want to belabor the point.

10 I'd like to make a motion to  
11 accept amendments S-1, S-2, S-3, S-4, S-5, S-  
12 6, and S-7. Do I have a second, Scott  
13 Vandame. Do I have any discussion on these  
14 amendments? Thank you.

15 Thank you I'm making a motion to  
16 accept amendments 1, 2, 3, 5, 6, and 7. Thank  
17 you very much.

18 You're okay with that revised  
19 amendment, Scott. Thank you. So I have a  
20 motion and accepted. Any discussion? Seeing  
21 none, I'll call the question. All those in  
22 favor of these amendments, please raise your

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1 yellow card.

2 Thank you. All opposed, I see  
3 none. Any abstentions? I see none. The  
4 motion carries. Thank you.

5 On S-8 I am unqualified to speak  
6 about the need for this amendment and would be  
7 happy to turn it over to someone else who is  
8 able to discuss this or we kind of wait,  
9 someone from the Structural Committee to  
10 address this issue, and we'll vote on it at a  
11 subsequent meeting if no one steps forward to  
12 strongly support the amendment.

13 CHAIRPERSON KARESS: Take a minute  
14 and take a look. It may be one we don't need.  
15 Jerrily Karess.

16 CHAIRPERSON KARESS: Jerrily  
17 Karess, I'm sorry.

18 VICE CHAIRMAN FETTERMAN: Seeing  
19 no one willing to help on this, let's defer  
20 this, and I will get in touch with Howard  
21 Gibbs and ask him to join us at a subsequent  
22 meeting if he feels this is an important one

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1 to include in the 12 DCMR. Thank you all.

2 That concludes the Structural  
3 Amendments presentation for today.

4 Joan, may I invite existing  
5 structures amendments.

6 MS. STOGIS: Joan Stogis  
7 representing DC/AIA and Chair of the Existing  
8 Structures Subcommittee. These are kind of a  
9 mixed bag of amendments. I gather copies have  
10 been made available.

11 VICE CHAIRMAN FETTERMAN: There  
12 are copies at the door if anyone needs them.

13 MS. STOGIS: And I believe the  
14 first one is EX 3-3. This amendment  
15 incorporates several changes to Chapter 3 of  
16 existing building code from the ICC 2007  
17 Supplement.

18 I'll say this in general because  
19 some other include this. There were about 12  
20 pages of changes in the supplement. The  
21 Subcommittee picked out a few which we thought  
22 were particularly relevant to construction in

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1 the District and where we felt it would be  
2 helpful to have them in this code cycle and  
3 not wait for the next one.

4 The reason for these, I believe,  
5 is that ICC in its wisdom created this new  
6 Chapter 3 of prescriptive compliance method  
7 and then realized they left a few things out,  
8 so in effect these are all things that appear  
9 in other parts of existing building code but  
10 because Chapter 3 is a separate path they need  
11 to state them here too.

12 I'd like to move the adoption of  
13 amendment EX 3-3.

14 VICE CHAIRMAN FETTERMAN: Thank  
15 you. Do I have a second? Jim Lowery is  
16 seconding it. Discussion on 3-3? Seeing  
17 none, we'll call the question. All those in  
18 favor please - I have discussion, and I have a  
19 microphone, and it is - don't touch the  
20 buttons.

21 MR. RAVISHANKAR: Bellur  
22 Ravishankar, DCRA. I just would like to ask

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1 for clarification when you say when it is  
2 technically feasible.

3 MS. STOGIS: What part are you?

4 MR. RAVISHANKAR: I'm sorry,  
5 Section 308.6, change to read as shown. Where  
6 compliance with this section is technically  
7 infeasible, the alteration shall provide  
8 access to the maximum extent technically  
9 feasible. What exactly does it mean?

10 MS. STOGIS: That's a standard  
11 phrase in accessibility code, and I'm looking  
12 at Samantha who probably can define it more  
13 precisely than I, but my recollection is that  
14 it has to do with not having to disturb any  
15 structural members.

16 MR. RAVISHANKAR: Can that be  
17 specific somewhere, somehow or -

18 MS. STOGIS: If we did it there, I  
19 think we would want to do it all through  
20 accessibility language throughout the code.

21 VICE CHAIRMAN FETTERMAN: And this  
22 is part of the existing model code today.

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1 MS. STOGIS: Yes, it is. That's  
2 not proposed to be changed. The underlined  
3 exceptions are the changes that came out in  
4 the 2007 supplement.

5 MR. HABER: Miles Haber, I believe  
6 the reason technically and feasible is in  
7 there is because of wording in both ADA and  
8 the Fair Housing Amendments Act, and it does  
9 put the code official in a - let's say  
10 somewhat ambiguous position, but I don't think  
11 we can change the laws.

12 VICE CHAIRMAN FETTERMAN: As well  
13 as the designer. It puts - the whole team has  
14 to interpret.

15 MR. HABER: And designers, yes,  
16 right. It's basically a consensus of what can  
17 really be done, and a lot of it has to do with  
18 - came in because historic structures, how do  
19 you improve accessibility but still maintain  
20 the - and here is the expert who could tell us  
21 about it.

22 VICE CHAIRMAN FETTERMAN: Thank

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1     you, are you okay with that explanation,  
2     Bellur? Thank you. I share your concern, but  
3     I don't know how to solve it either.

4                 MS. STOGIS: It's a problem we're  
5     dealing with nationally not a D.C., to the  
6     extent that it is a problem.

7                 VICE CHAIRMAN FETTERMAN: Yes,  
8     Marc, we were talking about the definition of  
9     the word technically feasible and technically  
10    infeasible, and we decided to postpone the  
11    discussion on that.

12                Any more discussion on 3-3?  
13    Seeing none, we're call the question. All  
14    those in favor, please raise your yellow card.

15    Thank you, sorry, any opposed? Any  
16    abstentions? The motion carries. Thank you  
17    very much.

18                MS. STOGIS: The next amendment is  
19    EX 3-4. After this group approved the  
20    Amendment 18 of the sustainable - for  
21    sustainable buildings last time I realized  
22    that we needed to have some cross references

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1 to guide a person from the existing buildings  
2 code over to Chapter 13 of the building code  
3 when appropriate and identified three places  
4 where this should happen.

5 This Amendment 3-4 is the first  
6 one. This is again Chapter 3 is the  
7 prescriptive compliance method, and if an  
8 alteration using that path were big enough to  
9 constitute a substantial improvement, then  
10 that would - could potentially bring in some  
11 sustainable design requirements.

12 I'd like to move the adoption of  
13 Amendment EX 3-4.

14 VICE CHAIRMAN FETTERMAN: Do I  
15 have a second, Bellur. Do I have discussion  
16 on 3-4? Seeing none, I'll call the question.

17 All those in favor please raise your yellow  
18 card. Thank you. All opposed. Any  
19 abstentions? One abstention I note. The  
20 motion carries. Thank you very much.

21 MS. STOGIS: Okay, the next  
22 amendment I believe is EX 7-9. This is an

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1 amendment that - we're now into Level 2  
2 alterations, and on the proposal form where it  
3 says Section Number it should say 705.11 not  
4 Section 711.

5 I would like to move adoption of  
6 this amendment with the deletion of the last  
7 subsection, 705.11.1. The reason for the  
8 deletion is conferring with John Devlin that  
9 once we looked at amendments which have been  
10 approved coming from the Fire and Life Safety  
11 Committee, it appeared that the situation in  
12 this subparagraph was already covered and we  
13 didn't need it.

14 This Exit Access - so what is left  
15 705.11, Exit Access Travel Distance, this  
16 picks up in Group B occupancies, maximum  
17 length of travel as we have it in the 1999  
18 D.C. Supplement, and we felt that this does  
19 represent conditions we have in D.C.  
20 particularly in some of our older office  
21 buildings with these very super compact  
22 corridors with their scissor stairs that we

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1 needed to give a little more room.

2 The Exception Number 2 for our two  
3 occupancies. Again, this is a condition that  
4 we find in D.C., and the numbers of 100 feet  
5 without an automatic sprinkler system and 200  
6 feet with a sprinkler system I'm told is based  
7 on NFPA similar provisions.

8 VICE CHAIRMAN FETTERMAN: Thank  
9 you. Do I have a - you're making this as a  
10 motion.

11 MS. STOGIS: I'm making this as  
12 motion but with the deletion of the last  
13 subparagraph, 705.11.1.

14 VICE CHAIRMAN FETTERMAN: Thank  
15 you. Do I have a second? Art Leabman is  
16 seconding it. Do I have discussion? I had a  
17 question while people are thinking about this.

18 With the help of Joan and John  
19 Devlin and others, we had a brief discussion  
20 on this general issue before, Joan, and that  
21 had to do with the way this is worded,  
22 allowing 300-foot travel distances, what keeps

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1 me from taking modern IBC 2000 building and  
2 reconfiguring or deleting a staircase to save  
3 some money and gain additional work if when I  
4 remodel my building under the existing  
5 building code.

6 I can understand the desire to do  
7 this in pre-BOCA buildings.

8 MS. STOGIS: What you're  
9 suggesting is we need the work existing to fit  
10 in there someplace.

11 VICE CHAIRMAN FETTERMAN: Well,  
12 no, I'm not. I'm saying we need a date before  
13 which - my concern is making - is doing  
14 alterations on buildings built under a more  
15 stringent code since our old D.C. codes, and  
16 then allowing one to make those, and I know  
17 very little about this, so I defer to people  
18 like John Devlin and I have a microphone here.

19 MR. DEVLIN: John Devlin, Chairman  
20 of Engineering. Joan, I think there might be  
21 a problem. We know where the problem is, the  
22 300 and 350, I think there might be - numbers

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1 are incorrect.

2 Under the IBC 2006 in a sprinkler  
3 use Group B building, am I not correct in that  
4 I can get a 300-foot travel distance?

5 MS. STOGIS: In a sprinklered  
6 building, my scribbles here say that IBC  
7 allows 300. In a non-sprinklered building  
8 they allow 200.

9 MR. DEVLIN: Two hundred, so I  
10 question here is was it not the intent of the  
11 Committee to address existing buildings pre-  
12 BOCA, Old D.C. code, and now take advantage of  
13 the 300 provided you had sprinklers?

14 And then under IBC for non-  
15 sprinklered, it would be 200 which under old  
16 D.C. building code, pre-BOCA, if memory serves  
17 me correctly, it would either have been 125 or  
18 150 for non-sprinklered.

19 MS. STOGIS: Okay, I think we  
20 better do a little more work on this one. I  
21 see what the issues are that we're not trying  
22 to give somebody leave to create a super-long

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1 corridor. We're simply trying to allow those  
2 which appeared legally in pre-BOCA D.C.  
3 buildings to continue to be utilized.

4 MR. DEVLIN: Correct.

5 MS. STOGIS: And let me bring that  
6 back, try to work that into it and bring this  
7 one back.

8 MR. DEVLIN: Thank you.

9 VICE CHAIRMAN FETTERMAN: Are you  
10 okay with that, Sydney? You need a  
11 microphone, I'm sorry. Just let John finish  
12 and then I'll go to Sydney.

13 MR. DEVLIN: One other item on  
14 Exception Number 2, the Fire and Life Safety  
15 Subcommittee has adopted and brought forth  
16 allowing increased travel distance within the  
17 dwelling unit, but with respect to the  
18 corridor, this would appear to be in conflict  
19 with the building code.

20 I think what's happening is that  
21 part of NFPA 101 which is less restrictive  
22 than IBC is being - is trying to be

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1 incorporated here, and if we as the Fire and  
2 Life Safety Subcommittee looked at this but  
3 without going back and completely rewriting  
4 means of egress within IBC found it to be a  
5 very difficult task.

6 MS. STOGIS: Okay, well we'll take  
7 this back and work at it some more with your  
8 comments in mind and probably some e-mails.

9 VICE CHAIRMAN FETTERMAN: Thank  
10 you. 7.10, oh, I'm sorry, Sydney. I'm sorry  
11 Sydney. Thank you. Someone touched the  
12 buttons.

13 MR. LESTER: Sydney Lester, DCRA.  
14 I also wanted to note - you to note that what  
15 I'm with exception to is that what you would  
16 end up doing is that for residential for -  
17 that for unsprinklered building or the limit  
18 now reduces to 175 instead of 200, so you're  
19 making the situation even worse by trying to  
20 do what you're doing.

21 MS. STOGIS: Okay.

22 VICE CHAIRMAN FETTERMAN: Thank

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1       you.

2                   MS. STOGIS:     Thank you for the  
3       input, and we'll work on this one.

4                   VICE CHAIRMAN FETTERMAN:     Any  
5       other comments on this?     Yes, I've got a  
6       microphone could be passed to the back please.

7                   MR. ANIBADA:     Dennis Anibada,  
8       DCRA.   I think there was an issue also with  
9       D.C. Fire Department.   The gentleman was here  
10      the other day when this thing was introduced,  
11      and he mentioned about an issue about the  
12      rescue mission as far as the distance, so you  
13      need to make sure that they're okay with it  
14      about this.

15                  MS. STOGIS:     Okay, I think our  
16      vehicle for doing that would be working with  
17      Fire and Life Safety Subcommittee since that  
18      has the Fire Department.

19                  VICE CHAIRMAN FETTERMAN:     Thank  
20      you very much.   We'll take this up here or you  
21      may hold it back there and pass it around the  
22      next requested time.   Just don't touch the

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1 buttons. Thank you.

2 MS. STOGIS: Okay, the next one is  
3 EX 7-10, and you should have a - it should say  
4 Revision 1 in the little box. There are  
5 probably some up at the door if anyone doesn't  
6 have that. This amendment covers single-exit  
7 buildings - situations of which a single exit  
8 is acceptable from an existing building, and  
9 what the Existing Building Subcommittee -  
10 okay, let's skip to another one. Apparently  
11 we don't have -

12 CHAIRPERSON KARESS: That's all  
13 right. Come on back. We need you here.  
14 We'll just let this one. Is that all right?

15 MS. STOGIS: Sure, it might as  
16 well hang over along with it. What would be  
17 helpful is, let's make sure that the Revision  
18 1 gets circulated by e-mail, and if anyone has  
19 comments or finds problems with it, if you  
20 could let me know by e-mail ahead of our next  
21 meeting, that would help us go through because  
22 I think it's in principle it's an important

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1 amendment for D.C. conditions, and I don't  
2 want it to kind of keep sliding -

3 CHAIRPERSON KARESS: Well why  
4 don't you let us know what your intent is,  
5 excuse me.

6 MS. STOGIS: Well the intent is  
7 really simply adding some provisions for D.C.  
8 that came out of our - the tables we had in  
9 Chapter 35, Chapter 36, in the 1990s to - for  
10 small buildings, existing buildings, to allow  
11 single exits, if the size is limited, the size  
12 and occupancy are limited, and frequently with  
13 some trade-offs that if it's more feasible for  
14 an existing building to provide a modern fire  
15 alarm system and/or partial or full  
16 sprinklering in lieu of the second exit, that  
17 we've - from the 1990s consider that an  
18 acceptable trade-off in D.C.

19 VICE CHAIRMAN FETTERMAN: But  
20 wouldn't we have the same concern about  
21 someone trying to do injustice to a modern  
22 building and creating a single-exit building

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1 where we didn't have one before?

2 MS. STOGIS: Well, we've had this  
3 in effect probably since the early '90s. Has  
4 there been a problem of people taking  
5 advantage of it?

6 VICE CHAIRMAN FETTERMAN: Well the  
7 travel - well, I guess I need to defer to the  
8 Fire and Life Safety experts in the room, and  
9 maybe that can happen during people's review  
10 of Revision 1. I know we've got five more  
11 minutes before accessibility is on, and I  
12 don't want to not respect our schedule.

13 MS. STOGIS: Okay, let's go on. I  
14 hope the rest of these are pretty simple. EX  
15 7-11 is from the 2007 supplement, and I think  
16 it's helpful for you to see it allows - the  
17 first part 704.1.1 allows a reduction in the  
18 corridor fire resistance rating as a trade-off  
19 for sprinklering the story where the work area  
20 is located, and 705.3.1.2.1 provides details  
21 for the use of windows as access to fire  
22 escapes.

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1 I think these are both provisions  
2 which would be very helpful in D.C. I would  
3 like to move the adoption of EX 7-11.

4 VICE CHAIRMAN FETTERMAN: Thank  
5 you. Do I have a second? Miles Haber is  
6 seconding. Any discussion?

7 I had a quick question. Is this  
8 actually allowing fire escapes?

9 MS. STOGIS: Fire escapes are  
10 allowed in existing buildings, have been  
11 throughout the history of the existing  
12 building code.

13 VICE CHAIRMAN FETTERMAN: Yes.

14 MS. STOGIS: Generally you have to  
15 have a door for access except I believe in  
16 residential use where you can have a window  
17 but they never defined the size or any of the  
18 details of the window.

19 VICE CHAIRMAN FETTERMAN: Somehow  
20 I think I know someone that can help me with  
21 this, Sydney.

22 MR. LESTER: Sydney Lester, DCRA.

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1       When you say fire escapes are allowed in  
2       existing buildings, do you mean that existing  
3       fire escapes are allowed to remain, not that  
4       you're allowed to install a new one in an  
5       existing building.

6               VICE CHAIRMAN FETTERMAN:    Because  
7       we're not allowed to install a new one.

8               MS. STOGIS:   Well, and I'm reading  
9       now from the existing building code, where  
10      more than one - Section 705.3.1.2, fire  
11      escapes required where more than one exit is  
12      required and existing or newly-constructed  
13      fire escape complying with Section  
14      705.3.1.2.1 shall be accepted as providing  
15      one of the required means of egress, and I  
16      believe that's in the 2003 D.C. Supplement.  
17      Then there are a bunch of conditions.

18              MS. LESTER:   Well, I have to check  
19      to see that you're allowed to install a new  
20      one.

21              VICE CHAIRMAN FETTERMAN:    I was  
22      not under the impression that you were

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1       permitting new fire escapes.

2               MR. LESTER:   No, we have not been  
3       allowing new fire escapes.

4               MS. STOGIS:   Okay, well this is  
5       new.   I mean if this is what D.C. wants to  
6       achieve, there are no new fire escapes, we  
7       need to really - we would really need to  
8       modify the ICC whole section here.

9               I guess my question is I think  
10       there are situations in D.C. where a building  
11       is occupying its full lot or occupying more  
12       than zoning permits it to occupy in its lot,  
13       and a fire escape is one of the feasible ways  
14       of getting you second means of egress.

15              MR. LESTER:   But the existing  
16       building would have had to require the exit  
17       for the existing use, so what you would be  
18       doing now is maybe creating a new use where  
19       you would need another exit.

20              MS. STOGIS:   Not - if it - no,  
21       this does not cover change of occupancy.

22              MR. LESTER:   So then the existing

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1 building would have had whatever exit it  
2 needs.

3 VICE CHAIRMAN FETTERMAN: Or it  
4 would allow you to demolish an existing  
5 interior exit and put in a fire escape which  
6 we don't want.

7 MR. HABER: Miles Haber. The way  
8 I understand it from, you know, national  
9 existing building code discussions is they're  
10 trying to deal with replacement, and maybe  
11 that's the word you need of a fire escape.

12 Somebody buys a building,  
13 renovates it to go condo, but doesn't have  
14 room to put in a second interior stair so  
15 that they're allowed to build a new - replace  
16 the existing fire escape with a new one.

17 MS. STOGIS: Well it's more than  
18 replacement according to the ICC text. One  
19 of the requirements says newly constructed  
20 fire escapes shall be permitted only where  
21 exterior stairs cannot be utilized because of  
22 lot lines limiting the stair size or because

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1 of sidewalks, alleys, or roads at grade  
2 level.

3 MR. HABER: No, that's my  
4 understanding.

5 MS. STOGIS: And it is newly  
6 constructed. It's not just repair.

7 VICE CHAIRMAN FETTERMAN: My  
8 understand is D.C. is permitting the repair  
9 of existing fire escapes. Thank you.

10 MR. HABER: Yes, but I think that,  
11 you know, where you haven't had a change in  
12 use but you're reconfiguring, you know,  
13 inside at some level, Level 2 or something  
14 like that, that you could still because you  
15 don't have room to put in a second stair.

16 MS. STOGIS: This is so if D.C.  
17 wishes to handle this whole issue  
18 differently, we need to talk.

19 VICE CHAIRMAN FETTERMAN: Thank  
20 you, John Devlin.

21 MR. DEVLIN: Yes, John Devlin,  
22 Sherman Engineering. I think what we have to

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1 recognize is that the IEBC why it's written  
2 is to help adaptive reuse of existing  
3 building stock, and with that said, there are  
4 many buildings that are built on a lot line  
5 that the construction of an interior exit  
6 stair per the new requirements would be  
7 economically infeasible, and therefore we  
8 would be contrary to the intent of the IEBC.

9 What the code is trying to  
10 recognize is that when we have change of use,  
11 conversion of B to R and urban environment,  
12 that the installation of a fire escape that  
13 would otherwise be perfectly acceptable if  
14 that building were a residential today with a  
15 fire escape would be - would not constitute  
16 an unsafe condition.

17 So what the code is trying to do  
18 is allow that use of the existing building  
19 stock, so I would agree with Joan in what's  
20 in there and say that that's not an  
21 unreasonable request.

22 Is it something we would allow for

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1 any building, no, but it's trying to meet the  
2 original mission statement and that is  
3 adaptive reuse.

4 CHAIRPERSON KARESS: I would also  
5 like to agree with both you and Joan -  
6 Jerrily Karess, and add onto it is a lot of  
7 older structures have lost their fire escapes  
8 because of various reasons, and to save  
9 replacement, I ran that trouble when I had my  
10 architectural business.

11 Is it a replacement if it once  
12 existed once upon a time but isn't there  
13 right now? I think what we're trying to do  
14 is improve safety, and I don't think - and  
15 especially in the situations where zoning  
16 does not allow any more footprint. I am  
17 definitely not for getting rid of some other  
18 staircase that exists within the project  
19 itself, but if one can add to safety by  
20 adding a fire escape on an existing older  
21 structure, I don't know why we should refuse  
22 that.

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1 VICE CHAIRMAN FETTERMAN: Well it  
2 sounds like this needs to go back to existing  
3 buildings or to Fire and Life Safety and  
4 Sydney or some representation from DCRA needs  
5 to be a part of the discussion which hasn't  
6 been regularly happening to date.

7 MS. STOGIS: Fine, then let's  
8 table this.

9 VICE CHAIRMAN FETTERMAN: And it's  
10 three minutes after ,Marc, and can we have  
11 another five minutes. I think we can get  
12 through the last two amendments. Thank you  
13 very much.

14 MS. STOGIS: The next amendment is  
15 EX 8-4. This again comes from the 2007  
16 Supplement, and it's a one-sentence amendment  
17 and it's simply that ICC realized that they  
18 had neglected to reference an accessibility  
19 section in Chapter 7. I'd like to move the  
20 adoption of Amendment EX 8-4.

21 VICE CHAIRMAN FETTERMAN: Thank  
22 you, John Devlin is seconding it. Do I have

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1 any discussion on 8-4? Seeing none, we'll  
2 call the question. All those in favor,  
3 please raise a yellow card. Thank you. All  
4 opposed. All abstaining. The motion passes.  
5 Thank you.

6 MS. STOGIS: Ex 8-6 is the second  
7 of these cross-references to Chapter 13 of  
8 the D.C. Building Code. That's a sustainable  
9 and green design. In this case some Level 3  
10 alterations might fall into categories where  
11 they would be affected by it. I'd like to  
12 move EX - the adoption of EX 8-6.

13 VICE CHAIRMAN FETTERMAN: Thank  
14 you. Do I have a second? John Devlin. Any  
15 discussion on 8-6. I see none. We'll call  
16 the question. All those in favor, please  
17 raise a yellow card. Thank you. All  
18 opposed. All abstaining. The motion  
19 carries. Thank you.

20 MS. STOGIS: EX 9-1 is again a  
21 change to Chapter 9, change of occupancy,  
22 from the 2007 ICC supplement. There are two

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1 parts to it. One - the first one clarifies  
2 that - has stated that you can count wood,  
3 lathe, and plaster in good condition as part  
4 of a corridor enclosure, a means of egress  
5 enclosure. It adds a clarifying sentence to  
6 be sure we understand the walls, either  
7 terminated the underside of a ceiling of  
8 equivalent construction or extended the  
9 underside of the floor or roof above.

10 The second one is a very good  
11 clarification that when you're changing to a  
12 height for which a higher hazard category  
13 that you can use a fire barrier rather than a  
14 fire wall which a fire wall, strictly  
15 interpreted, would be rather difficult to  
16 insert into most existing building  
17 situations, so I'd like to move the adoption  
18 of EX 9-1.

19 VICE CHAIRMAN FETTERMAN: Thank  
20 you. Do I have a second? Bellur  
21 Ravishankar. Discussion on 9-1. Seeing  
22 none, we'll call the question. All those in

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1 favor, please raise a yellow card. Thank  
2 you. All opposed. All abstaining. The  
3 motion passes. Thank you very much.

4 MS. STOGIS: The last one is EX  
5 13-2, and this again, this is the - Chapter  
6 13 is the performance compliance section for  
7 existing buildings in which you go develop a  
8 worksheet where you assign values to  
9 different safety factors and can come up with  
10 a proposal for brining a building into  
11 compliance.

12 It again seemed to be possible  
13 that using this procedure you might wind up  
14 doing work that constitutes substantial  
15 improvement and, therefore, we should have a  
16 cross reference to Chapter 13 of the Building  
17 Code and that is what this amendment  
18 proposes.

19 I'd like to move the adoption of  
20 EX 13-2.

21 VICE CHAIRMAN FETTERMAN: Thank  
22 you. Do I have a second? Bellur, seconding

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1       it, and do I have discussion on 13-2? Seeing  
2       none, I'll call the question. All those in  
3       favor, please raise a yellow card. Thank  
4       you. All opposed. All abstaining. The  
5       motion passes. Thank you very much.

6               MS. STOGIS: And then I just have  
7       one question for Rebecca and that is EX 13-1  
8       which is a housekeeping amendment which you  
9       fill in who is the authority having  
10      jurisdiction and the date. I believe we  
11      passed, but it has not appeared on the passed  
12      list.

13             MS. MESTEMACHER: Yes, 13-1 has  
14      been voted on and passed.

15             MS. STOGIS: Good, so that I think  
16      completes existing structures with exception  
17      of those that you wanted to work on further.

18             VICE CHAIRMAN FETTERMAN: Yes,  
19      John.

20             MR. DEVLIN: John Devlin, Sherman  
21      Engineering. I know we had tabled EX 7-10.1.  
22      I wasn't paying attention when it came up,

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1 but I'd like to go on the record or if we  
2 want to open it back up. Joan and I did  
3 discuss this with respect to the single-exit  
4 stair and increasing the travel distance.

5 The reason we looked at this and I  
6 just want to note that I am in favor of the  
7 change. The reason is that what this is  
8 doing is the current code limits travel  
9 distance, the exit access, distance to the  
10 exit in that space to 75 feet.

11 That is an arbitrary number. What  
12 the code requires with a single exit is that  
13 each floor will be separated by rated  
14 construction and the exist stair itself will  
15 be at least one hour fire resistance rating,  
16 so that the exposure of the person in that  
17 floor increasing to 25 feet is not an  
18 unreasonable risk, and it bodes better for  
19 smaller buildings where we have existing  
20 stock with floor plates of 3,000 to 4,000  
21 square feet, and it's a more reasonable  
22 approach of achieving code compliance, so

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1 that's where the requirements - I should say  
2 the - why me personally in speaking with Joan  
3 on behalf of the Fire Safety Subcommittee  
4 felt that it was not an unreasonable request  
5 and was in keeping with the intent of the  
6 IEBC.

7 VICE CHAIRMAN FETTERMAN: Well  
8 thank you. I know that Joan is going to be  
9 meeting with Sydney, and I guess it would be  
10 helpful to have one of your fire engineers as  
11 part of that, and I know you're not available  
12 until early November.

13 Who would like to -

14 MR. DEVLIN: Actually if I could,  
15 and I'll volunteer him, Steve Hill.

16 VICE CHAIRMAN FETTERMAN: There  
17 you go. Thank you Steve for volunteering.  
18 Thank you, Joan.

19 MS. STOGIS: Okay.

20 CHAIRPERSON KARESS: I love our  
21 volunteer system.

22 VICE CHAIRMAN FETTERMAN: With

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1       apologies to the accessibility people, it's  
2       ten after 11. We'd hoped to look at these  
3       additional accessibility amendments starting  
4       at 11, so I'll invite Samantha McAskill, the  
5       Chair of the Subcommittee to go over these  
6       additional amendments.

7                   MS. MCASKILL: Samantha McAskill,  
8       ASID, Accessibility Subcommittee, and you're  
9       forgiven. We appreciate your delaying the  
10      Accessibility Subcommittee amendments so that  
11      all of our members could get here this  
12      morning.

13                   We only have six amendments. A-1,  
14      the majority of our amendments that are  
15      remaining were previously approved during the  
16      last cycle, during the last two cycles  
17      actually, and I will make note of that as we  
18      go through the amendments.

19                   A-1 which is changed only to  
20      include Appendix E is part of the scoping  
21      which deals with accessibility except for E-  
22      110 Airport since the District does not have

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1 a jurisdiction over the airport.

2 Also to change the language from  
3 physically disabled persons to with physical  
4 disabilities which is the more common language  
5 in the rest of the code and elsewhere, so I  
6 would move approval of A-1.

7 VICE CHAIRMAN FETTERMAN: Thank  
8 you. Do I have a second? Bellur Ravishankar.

9 Discussion on A-1. Seeing none, I'll call  
10 the question. All those in favor, please  
11 raise your yellow card. Thank you. All  
12 opposed. Any abstentions? I see none  
13 opposed, none abstaining. The motion passes.

14 Thank you.

15 MS. MCASKILL: Next we have A-5  
16 which we have revised actually just to improve  
17 the language to code language hopefully. We  
18 have worked with our accessibility contact at  
19 ICC on this, and this is the amendment where  
20 we have incorporated the requirement of  
21 powered or powered assisters for buildings  
22 with an occupant load of greater than 200 in

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1 order to assist those with upper body  
2 disabilities or lack of upper body strength,  
3 and I'd like to call to your attention in the  
4 justification that GSA is now requiring in GSA  
5 buildings, some leased buildings, power or  
6 power assisters, so I think that we are a  
7 little bit ahead of our time, but that time is  
8 coming in the code as well.

9 So I would like to move approval of  
10 A-5.

11 VICE CHAIRMAN FETTERMAN: Thank  
12 you. Do I have a second? Thank you, Marc  
13 Fiedler. Discussion on A-5 revised? Yes, I'm  
14 afraid I've lost track of a microphone.

15 MR. HABER: Yes, Miles Haber.  
16 Samantha, again, memories, I can't remember.  
17 Did we say that this would be applicable to R-  
18 2 buildings as well as, you know, commercial  
19 buildings?

20 MS. MCASKILL: We did not actually  
21 discuss types of buildings when we discussed  
22 this previously. What we discussed was the -

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1 MR. HABER: The population.

2 MS. MCASKILL: Yes, the size of the  
3 buildings, not the type of buildings, and  
4 during the last BCAC where this was discussed,  
5 the 200 occupancy was established as a higher  
6 level than we had started in order to begin  
7 the process of implementing this and see how  
8 it worked, but, no, we did not relegate it to  
9 a type of building.

10 MR. HABER: Okay, so that an  
11 apartment building with a occupant load of  
12 over 200 would have this - have at least one?

13 MS. MCASKILL: Yes, as written now  
14 it would.

15 VICE CHAIRMAN FETTERMAN: Thank  
16 you, other discussion? Bellur had - could you  
17 pass the microphone back to Bellur.

18 MR. RAVISHANKAR: Bellur  
19 Ravishankar. I just want to ask you, this is  
20 - can this be retroactive or when they do the  
21 work on existing buildings which has an  
22 occupant load of 200 or more?

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1 MS. MCASKILL: Our intent was not  
2 to make it retroactive but only for new  
3 construction?

4 MR. RAVISHANKAR: Why not? Why  
5 can't they be retroactive depending on the  
6 level of alteration repair work that they do?

7 MS. MCASKILL: We will certainly -

8 VICE CHAIRMAN FETTERMAN: Joan can  
9 answer that question very clearly.

10 MS. STOGIS: I'll try because we  
11 did discuss this with the Accessibility  
12 Committee I guess a little bit this time but  
13 actually in the previous cycle when this idea  
14 was introduced, and - I'm sorry, Joan Stogis.

15 What we came up with as, and I  
16 believe it's an amendment that was passed, is  
17 that when the work area includes the main  
18 entrance, then you would comply, but we thought  
19 there are situations like you're doing tenant  
20 work in a building upstairs.

21 Well the tenant who is having the  
22 work done has no control over the front

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1 entrance, so it seemed that as desirable  
2 though it might be, it was too difficult to see  
3 how you could apply it.

4 MS. MCASKILL: That is correct that  
5 with the existing structures we did agree with  
6 -

7 MR. RAVISHANKAR: Well, I haven't  
8 been here for too long, I don't think people  
9 would touch different door because if your  
10 point is as long as you don't touch the front  
11 door, you don't have to comply. Even though  
12 they can do the work in the lobby area and the  
13 rest of the places, as long as they don't  
14 touch the main entrance door to the building,  
15 that means you're telling - you don't have to  
16 worry about this.

17 MS. STOGIS: I don't have the exact  
18 phrasing in front of me, but I believe it was  
19 - I don't think it's the door, I think it's  
20 the main lobby, but also in my experience of  
21 going downtown, the office building owners are  
22 frequently redoing the lobby, the main

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1 entrance, the main floor, the signage to get a  
2 more up-to-date, jazzy view, and I can't image  
3 that anyone would leave a tired old door there  
4 when they're trying to reposition the building  
5 to attract the best quality tenants.

6 VICE CHAIRMAN FETTERMAN: These are  
7 great questions, Bellur, and I will say from  
8 my limited personal experience in working on a  
9 number of older buildings, I have been asked  
10 by the owners of banks, synagogues, and  
11 churches to add this refinement where it's  
12 certainly not required to do simply because  
13 they're trying to project a more open image  
14 and allow as many people in as feasible.

15 MR. RAVISHANKAR: I mean that's  
16 appreciated, people who is doing it on a  
17 voluntary basis, but I still strongly feel, I  
18 think Level 3, Level 4, whatever the Level 3  
19 work they do, I think we should be able to  
20 make them install these things in spite of -  
21 whether they do the lobby part or the main  
22 door part.

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1                   VICE CHAIRMAN FETTERMAN: Well this  
2 would be an amendment to the existing  
3 structures code, and maybe Joan can get your  
4 input if it's not clear enough already, and we  
5 can ask for a response at a future meeting.  
6 It wouldn't end up being this part of the code  
7 I don't think. Is that okay?

8                   MR. RAVISHANKAR: Yes.

9                   VICE CHAIRMAN FETTERMAN: Thank  
10 you. Any other comment on A-5 revised?  
11 Seeing none, let's call the question. All  
12 those in favor, please raise a yellow card.  
13 Thank you. All opposed. All abstaining. I  
14 see none abstaining and none opposed. The  
15 motion carries. Thank you.

16                   MS. MCASKILL: That takes us to A-7  
17 which we have revised only to add additional  
18 justification for A-7.

19                   It was - this amendment was  
20 previously approved during the last code cycle  
21 and it's currently part of the 2003 D.C. Code  
22 Supplement.

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1           What it does is it increases the  
2       number of accessibility units in prisons and  
3       jails, and we have additional information  
4       about the number of disabled prisoners as well  
5       as older prisoners and increasing  
6       significantly and expect that to happen more  
7       in the future, and so we would like to  
8       maintain the current D.C. Code requirement as  
9       far as the percentage of accessible units  
10      which is five percent, so I would move  
11      approval of A-7 as revised.

12           VICE CHAIRMAN FETTERMAN:     Thank  
13      you. Do I have a second? Bellur is seconding  
14      it. Do I have discussion on A-7 revised? Did  
15      you have something, John? Thank you. Our  
16      Chair, Jerrily Karess.

17           CHAIRPERSON KARESS:    I'd just like  
18      to make a comment. I think that as things  
19      continue the accessibility needs, and as you  
20      pointed out here, to take into account the  
21      aging population which is now falling into  
22      some of the very - not falling, excuse me,

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1 becoming in need of the very same kinds of  
2 things that we've been working for in  
3 accessibility all this time. Just a comment.

4 VICE CHAIRMAN FETTERMAN: Thank  
5 you. Any other comment on A-7 revised?  
6 Seeing none, we'll call the question. All  
7 those in favor, please raise a yellow card.  
8 Thank you. All opposed. All abstaining. I  
9 see no opposed, no abstaining. The motion  
10 passes. Thank you.

11 MS. MCASKILL: A-8, this amendment  
12 was approved during the previous code cycle  
13 and is currently part of the 2003 D.C. Code  
14 Supplement and also part of ADA and ABA  
15 Accessibility Guidelines.

16 It further defines dispersion of  
17 accessible dwelling and sleeping units in R-1  
18 which is transient housing such as hotels and  
19 motels.

20 So I move acceptance of A-8.

21 VICE CHAIRMAN FETTERMAN: Thank  
22 you. Do I have a second? Marc Fiedler is

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1 seconding it. Do I have discussion on A-8?  
2 Seeing none, we'll call the question.

3 All those in favor, please raise  
4 the yellow card. Thank you. All opposed.  
5 All abstaining. No opposed, no abstaining.  
6 The motion carries. Thank you.

7 MS. MCASKILL: Next, A-10, this  
8 amendment was also approved during the  
9 previous code cycle and is currently part of  
10 the 2003 D.C. Code Supplement. It has also  
11 been part of the D.C. Building Code since at  
12 least 1992 as far as the percentages of  
13 accessible units that are contained in this  
14 amendment.

15 It essentially increases the  
16 quantity of accessible units in multi-family  
17 housing and requires one percent or at least  
18 one roll-in shower. Dispersion is also more  
19 fully defined in 1107.6.2.3.

20 So I move approval of A-10 in order  
21 to maintain the level of accessibility in  
22 multi-family housing in the District as it is

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1 currently.

2 VICE CHAIRMAN FETTERMAN: Thank  
3 you. Do I have a second? Bellur is seconding  
4 it. Do I have discussion on A-10 please?  
5 Miles would like the microphone.

6 MR. HABER: We agree with this and  
7 have a companion. Just to point that  
8 1107.6.2.3 should be underlined when you do  
9 the amendments so that people understand that  
10 it isn't in IBC. It's a D.C. amendment.

11 MS. MCASKILL: Thank you.

12 VICE CHAIRMAN FETTERMAN: Thank  
13 you. Any additional discussion on A-10? I  
14 see none, let's call the question. All those  
15 in favor, please raise a yellow card. Thank  
16 you. All opposed.

17 MS. MCASKILL: And before we move  
18 away -

19 VICE CHAIRMAN FETTERMAN: All  
20 abstaining.

21 MS. MCASKILL: Oh, excuse me.

22 VICE CHAIRMAN FETTERMAN: The

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1 motion passes. Thank you very much.

2 MS. MCASKILL: Before we move away  
3 from this one, would we like to consider the  
4 amendment that residential subcommittee?

5 VICE CHAIRMAN FETTERMAN: Yes, my  
6 problem is I don't know that we have  
7 distributed -

8 MS. MCASKILL: Okay.

9 VICE CHAIRMAN FETTERMAN: We'll  
10 bring it back next time that R-10 is part of  
11 A-10. We'll remember. Maybe what we could  
12 do, Rebecca, would be to photocopy A-10 onto  
13 R-10 so that people can see fully what we're  
14 doing. Thank you, A-11.

15 MS. MCASKILL: And our last  
16 amendment, A-11, it was approved during the  
17 previous code cycle and is currently part of  
18 2003 D.C. Code Supplement. It is consistent  
19 with current ADA standards for accessible  
20 design as far as wheelchair spaces is  
21 concerned, so we move approval of A-11.

22 VICE CHAIRMAN FETTERMAN: Thank

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1 you. Do I have a second. Mohammed Ali is  
2 seconding it. Any discussion on A-11? The  
3 Chair has a quick question for Samantha. When  
4 you say it meets ADA, are you referring to the  
5 ADA that's in effect or the future ADA?

6 MS. MCASKILL: The ADA that's  
7 currently in effect and that is currently law.

8 VICE CHAIRMAN FETTERMAN: Why would  
9 - I thought the ICC Codes had tried to  
10 harmonize. Why would this not be harmonizing?

11 MS. MCASKILL: They have tried very  
12 hard which is why our amendments have gone  
13 down significantly, but there are certain  
14 areas where they're still not harmonized  
15 completely.

16 VICE CHAIRMAN FETTERMAN: Thank  
17 you, sorry to extend this. Any other  
18 comments? Seeing none, let's call the  
19 question. All those in favor of A-11, please  
20 raise a yellow card. Thank you. All opposed.  
21 All abstentions. No abstentions, none  
22 opposed, the motion carries. Thank you,

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1 Accessibility Subcommittee.

2 MS. MCASKILL: Thank you. One  
3 clarification, we do not have an A-12. We did  
4 previously and decided it was not necessary,  
5 so we do not have an A-12 to submit.

6 VICE CHAIRMAN FETTERMAN: Thank  
7 you. Does this complete your amendments for  
8 this code cycle?

9 MS. MCASKILL: This does complete  
10 our amendment for this cycle.

11 VICE CHAIRMAN FETTERMAN: Thank  
12 you, Don, for showing up, for coming to our  
13 meeting today, and, Marc, thank you. I know  
14 the effort that both of you have to make to  
15 get here is great, and you're welcome to hang  
16 around for the continuing high-interest  
17 amendments that are coming up.

18 Thank you, everyone. It's 11:25,  
19 and, John Devlin, we have two amendments that  
20 we could vote on today, 12 and 26, but my  
21 sense from our discussion at the Fire and Life  
22 Safety Committee meeting earlier is that it's

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1 - are those ready for prime time.

2 I will say to everyone, on your way  
3 out of the building today, Fire and Life  
4 Safety has gotten to us additional amendments  
5 which will be distributed to each of us  
6 electronically within the day, and here is a  
7 hard copy of them, and I will - maybe while  
8 John is thinking about this I will formally  
9 introduce amendments FLS-6, FLS-8, FLS-9, FLS-  
10 10, FLS-20, FLS-21, and FLS-26, FLS-36, and an  
11 unnumbered one at the back dealing with  
12 Section 913.

13 I'm sorry, thank you very much for  
14 passing them out, and while I'm introducing  
15 them, a quick question for the Chair. My  
16 copies show that there are two FLS-9s, and  
17 maybe we can get you a microphone and you  
18 could help us. A microphone please.

19 Since I've been introducing them,  
20 John Devlin, the Chair of the Fire and Life  
21 Safety Subcommittee has joined us, and I was  
22 wondering if - my package has two FLS-9s.

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1 MR. DEVLIN: Yes, John Devlin. The  
2 FLS-9 that you will see that does not have a  
3 date of proposal in the block, that should be  
4 deleted.

5 The FLS-9 that will be put forth in  
6 front of the Committee is the one that has  
7 date of proposal -

8 VICE CHAIRMAN FETTERMAN: Date of  
9 proposal 17 October.

10 MR. DEVLIN: Correct.

11 VICE CHAIRMAN FETTERMAN: Thank  
12 you. Does everyone see that in your package?

13 Thank you, let's go through 12 and  
14 26 which are - 12 is here, and I don't know if  
15 26 has been further revised.

16 MR. DEVLIN: It will, actually it's  
17 going to - a section of it is going to be  
18 deleted.

19 VICE CHAIRMAN FETTERMAN: Thank  
20 you. FLS-12 shall we start with?

21 MR. DEVLIN: Yes, there is actually  
22 a change on FLS-12. The numbering has

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1 actually changed. It actually should be -  
2 what was in FLS-12 has now been picked up by  
3 the new FLS-10, and actually I guess, Marc,  
4 what we really need to do is just delete FLS-  
5 12 because that Section 911.2 has been  
6 incorporated into the new FLS-10 that's been  
7 -

8 VICE CHAIRMAN FETTERMAN: Which is  
9 among the amendments that are handed out today  
10 I recall, so we should simply disregard this  
11 two-page double-sided sheet and -

12 MR. DEVLIN: No, basically we're  
13 saying is we can delete FLS-12.

14 VICE CHAIRMAN FETTERMAN: But it's  
15 right here.

16 MR. DEVLIN: No, no, no. The one  
17 that we had introduced on 4 June -

18 VICE CHAIRMAN FETTERMAN: Got it.  
19 Thank you.

20 MR. DEVLIN: I'm sorry 20 June '07,  
21 that can now be deleted.

22 VICE CHAIRMAN FETTERMAN: Thank

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1       you, thank you. I'll listen more.

2                   MR. DEVLIN:     On FLS-26 that was  
3       tabled 12 October, I'd like to make an  
4       amendment to it. Paragraphs 1027.21 and  
5       1027.22 should be deleted from this proposal.

6                   The Fire and Life Safety  
7       Subcommittee will be submitting another  
8       proposal specifically addressing those two  
9       sections.

10                  VICE CHAIRMAN FETTERMAN:     Now,  
11       John, I have an FLS-26 in my two-page handout  
12       and in a multi-page handout that we got off of  
13       your computer disc this morning.

14                  MR. DEVLIN:     Correct.

15                  CHAIRPERSON KARESS:     This is too  
16       confusing. I think we're confusing everyone.

17       It would be easier -

18                  MR. DEVLIN:     What we'll do is on  
19       the FLS-26 that you received today there's new  
20       text that people have not seen, so the  
21       previous FLS-26, Marc, that was introduced on  
22       - and I'd have to defer to Rebecca.

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1 MS. MESTEMACHER: September 7.

2 MR. DEVLIN: September 7, that needs  
3 to be deleted.

4 MR. MESTEMACHER: I mean September  
5 14.

6 MR. DEVLIN: Right, that needs to  
7 be deleted, and the FLS-26 that was introduced  
8 today will supersede it.

9 VICE CHAIRMAN FETTERMAN: Yes, sir,  
10 so take this two-page thing and throw it away.

11 CHAIRPERSON KARESS: Which is where  
12 you started.

13 VICE CHAIRMAN FETTERMAN: Which is  
14 where I started.

15 MR. DEVLIN: No, no, we're not  
16 going to pass either of these, but don't throw  
17 them away. That's what they need to review to  
18 vote on later.

19 VICE CHAIRMAN FETTERMAN: They're  
20 in here. They're in what you handed out  
21 today.

22 MR. DEVLIN: Correct.

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1 CHAIRPERSON KARESS: The revised  
2 ones, am I correct -

3 VICE CHAIRMAN FETTERMAN: The  
4 revised -

5 CHAIRPERSON KARESS: Ones are being  
6 introduced.

7 VICE CHAIRMAN FETTERMAN: The  
8 revised ones are in your packet today, and if  
9 this is too confusing, we can postpone -

10 MR. DEVLIN: No, we have to  
11 postpone because new language is introduced.

12 VICE CHAIRMAN FETTERMAN: Thank  
13 you. We'll postpone both of these. Apologies  
14 for further confusing everyone, but at least  
15 now you're as confused as I am.

16 Thank you. Thank you, 12 is in a  
17 two-page package. Oh, thank you, Bellur  
18 Ravishankar said that 12 is not in the  
19 package, and I've responded to say I believe  
20 that 12 is in a package - is in a two-page  
21 package that we're throwing away. My  
22 apologies to the court reporter, and FLS-12

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1 has become FLS-10. Thank you, Mr. Stovall.

2 Not wishing to confuse things  
3 further, let me ask the sense of the  
4 Committee, we have gone to the trouble of  
5 printing one other package for you which  
6 includes issues and policies, Amendment 1 and  
7 Amendment 4 which are stapled together, and  
8 you'll notice that they start out with  
9 Amendment 4, and as the Chair of that  
10 subcommittee, I believe we can probably seek  
11 to pass Amendment 4 which is - I'll describe  
12 in a second.

13 Amendment 1 is Chapter 1 of the  
14 Building Code as I said before, and I have not  
15 gotten any other items of discussion,  
16 addition, or deletion from anybody in the  
17 Committee yet.

18 Esther Bushman, the General Counsel  
19 for the Zoning Office, has given me a couple  
20 of good comments, however, I just received  
21 them an hour ago, so they're not incorporated  
22 into this document.

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1           We can - if it's the sense of the  
2 Committee, we can - I will incorporate these  
3 small changes and bring this back or I can ask  
4 that we pass this today and further amend this  
5 document next time.

6           My goal is trying to get as much  
7 done, and I also want to be able to get this  
8 to DCRA's Legal Review Team, and they asked  
9 that they have it two days ago.

10           CHAIRPERSON KARESS:     May we do  
11 something different?   This is my particular  
12 version, and my particular comments that I  
13 would like to share.

14           VICE CHAIRMAN FETTERMAN:   Oh, you  
15 still have comments.

16           CHAIRPERSON KARESS:   And talk with  
17 you about.

18           VICE CHAIRMAN FETTERMAN:   Okay.

19           CHAIRPERSON KARESS:   But what I  
20 would like to do because this is something we  
21 need to get to DCRA immediately, if everyone  
22 has had a time to read it, can they just give

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1 without passing it? Can they just give all  
2 the comments to you, and I'd like to give mine  
3 to you after this meeting. Can we all just  
4 give a comment?

5 VICE CHAIRMAN FETTERMAN: That's  
6 fine, and what I would like -

7 CHAIRPERSON KARESS: And then we  
8 will come for a vote on next time.

9 VICE CHAIRMAN FETTERMAN: What I  
10 would like to recommend is that we will vote -  
11 we will meet next Wednesday at ten o'clock,  
12 and it will be a short meeting, and at that  
13 meeting we will be doing two things.

14 We will be introducing a few  
15 additional amendments. I know Fire and Life  
16 Safety has several, and then we will ask for a  
17 vote on issues and Policies 1, and by that -  
18 if I could have anyone's comments by Saturday  
19 night at midnight, I will be -

20 CHAIRPERSON KARESS: What a  
21 gracious man you are.

22 VICE CHAIRMAN FETTERMAN: I will be

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1 happy to work on this on Sunday so that -  
2 because I've got to get this phone book to  
3 Rebecca in sufficient time to be able to  
4 reproduce this large volume of paper.

5 With that goal then, I will sit  
6 down with the Chair, and I know Esther has  
7 given me some comments that I need to consider  
8 also, and we will vote on IMP-1 next Wednesday  
9 which will probably be a very short meeting.

10 Bellur has a comment. Who has the  
11 microphone please? Just pass it back please.

12 Thank you.

13 MR. RAVISHANKAR: Bellur  
14 Ravishankar, DCRA. I just want to ask you,  
15 Marc, is this the entire Chapter 1?

16 VICE CHAIRMAN FETTERMAN: Yes.

17 MR. RAVISHANKAR: Okay.

18 CHAIRPERSON KARESS: Do you also  
19 all have the Appendix K?

20 VICE CHAIRMAN FETTERMAN: Yes,  
21 that's the first three pages. The first two  
22 pages of this is Appendix K. With the

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1 permission or the agreement of the Committee,  
2 I would like to move that we adopt Issues and  
3 Policies Number 4 which is a Calendar Year  
4 1869 document that gives the City guidance on  
5 numbering buildings and has been in the  
6 Building Codes since my memory in the early  
7 '60s.

8 CHAIRPERSON KARESS: I will second  
9 that, and I would also say that there's a few  
10 typos I'd like to take care of, but that the  
11 essence is obviously beyond our control  
12 anyway. It's a matter of including it in our  
13 codes.

14 VICE CHAIRMAN FETTERMAN: Thank  
15 you. I apologize for the Committee for  
16 missing the typos. Any comment on Issues and  
17 Policies Number 4? Seeing none, we'll call  
18 the question. All those in favor, please  
19 raise a yellow card. Thank you. All opposed.  
20 Any abstentions? The motion carries. Thank  
21 you very much.

22 Additional business, as I mentioned

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1 to a couple of you, there was a quite an  
2 interest for very good reasons in our  
3 sustainment amendments, and the Subcommittee  
4 has met at least once and is recrafting their  
5 amendments.

6 My hope is that those will be  
7 introduced on the 24<sup>th</sup>, and they will be voted  
8 on at a meeting following that which I'm  
9 hoping would be the 31<sup>st</sup> of October, and being  
10 Halloween which I think would be a great goal  
11 to shoot for completing our work. Everyone  
12 comes with -

13 CHAIRPERSON KARESS: Can we come  
14 with masks?

15 VICE CHAIRMAN FETTERMAN: And  
16 however, as I was mentioning to the Fire and  
17 Life Safety Committee earlier today, I realize  
18 that in this enormous push to try to meet the  
19 City's goal of having a new code introduced to  
20 the City Council by the beginning of the next  
21 calendar year, we have had to do some things  
22 in quite a hurry, and I can see that we might

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1 have to meet once or twice after the 31<sup>st</sup> of  
2 October, but they would more than likely be  
3 for very short meetings, and I would  
4 appreciate your patience and help in this  
5 because I need nine of us present to conduct  
6 business.

7 With that, I would ask that we turn  
8 in the yellow cards, and before adjourning ask  
9 for any comments from the audience from the  
10 microphone.

11 MS. MADDOX-LEVINE: Thank you, T.  
12 Maddox-Levine, General Counsel's Office, DCRA.

13 I just - I was tasked with the question about  
14 the redline, and I appreciate your comments  
15 and that you all are trying to move that  
16 forward, but I didn't quite understand when we  
17 might have a redlined copy to review.

18 VICE CHAIRMAN FETTERMAN: Well we  
19 have been giving sections to Jill Stern, and  
20 we've received no feedback, so -

21 CHAIRPERSON KARESS: Yes, and  
22 redlining is a tough word. We don't work that

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1 way. If you take a look at how we work, this  
2 is how we work which is we make change and  
3 then we insert it in the text.

4 I think we got somehow some wording  
5 misconstrued somewhere. We need to chat, and  
6 let's do it after this meeting on what you're  
7 looking for, but basically I think one of the  
8 big things you should be working on which is  
9 99 percent there is the Chapter 1 which is  
10 where most of the OAG counts came before, and  
11 secondarily, I think these are more helpful  
12 than whatever is called redlining because we  
13 don't do it because it explains what we're  
14 doing and why.

15 So somehow we got caught onto a  
16 redlining word that I'm not sure any of us  
17 know what it means, but if you talk to me  
18 after this, we'll get it straightened out.

19 VICE CHAIRMAN FETTERMAN: And I  
20 will say also that the comments - when I went  
21 through Chapter 1 there would be comments in  
22 there from the Office of the Attorney General

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1 once, but then a similar issue would happen  
2 later on, and it wasn't picked up, and I tried  
3 to do word searching to be as thorough as I  
4 could, but I found the comments to be very  
5 confusing at times, and we've certainly done  
6 our best to try to adopt every possible one  
7 because we're trying to make our life as easy  
8 as possible for the D.C. Government.

9 Any other comments from the  
10 audience? Thank you, I'll see you next  
11 Wednesday for a short meeting at ten o'clock.

12 Thank you very much.

13 (Whereupon, the above-entitled matter was  
14 concluded at 11:47 a.m.)  
15  
16  
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